

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: D.A. Farias et al. Examiner: Gerald J. O'Connor
Serial No.: 09/712,584 Group Art Unit: 3627
Filed: November 14, 2000 Docket No.: SJO919990173
TITLE: REPLENISHMENT MANAGEMENT SYSTEM AND METHOD

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner of Patents, Mail Stop: AF, P.O. Box 1450, Alexandria, VA 22313-1450 on July 8, 2003.

David W. Victor

7/8/03
Date

RESPONSE TO FINAL OFFICE ACTION

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Commissioner for Patents
Alexandria, VA 22313-1450

Dear Sir:

A Final Office Action was entered on April 8, 2003, in which the Examiner rejected all pending claims 1-65 as either anticipated (35 U.S.C. §102) or obvious (35 U.S.C. §103) over prior art. On June 6, 2003, the attorney for Applicants and the Examiner held a phone interview to discuss the patentability of the claims over the cited art. No agreement was reached on patentability. Applicants submit herewith the following arguments to traverse the prior art rejections raised in the Final Office Action and request reconsideration of the rejections in view of these arguments. Applicants submit that all pending claims 1-65 are patentable over the cited art for the reasons discussed herein.

The Examiner rejected claims 1-38 and 58-65 as anticipated (35 U.S.C. §102) by Graves (Statutory Invention Reg. No. H1743) and rejected claims 39-57 as obvious (35 U.S.C. §103) over Graves. Applicants traverse for the following reasons.

Independent claim 1 requires a method for ordering products wherein the products are supplied by a supplier to a replenishment service center (RSC), wherein an acquiring entity obtains products from the RSC, comprising: generating, by the acquiring entity, an order to

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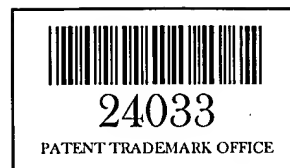
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SJO919990173
0037.0009

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
D.A. Farias et al.)
Serial No.: 09/712,584)
Filed: November 14, 2000)
For: REPLENISHMENT MANAGEMENT)
SYSTEM AND METHOD)

Examiner: Gerald J. O'Connor

Art Unit: 3627



ASSISTANT COMMISSIONER OF PATENTS
Washington, D.C. 20231

Sir:

Transmitted herewith in the above-identified application is an:

☒ Amendment 12 pages.
☒ Return Postcard.
☒ No additional fee is required.

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The fee has been calculated as shown below:

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO PREVIOUSLY PAID FOR	PRESENT EXTRA RATE	ADDIT. FEE	OR	RATE	ADDIT. FEE
TOTAL	65	MINUS 65	=	0	x	\$0	OR x 18 \$0
INDEP CLAIMS	10	MINUS 10	=	0	x	\$0	OR x 84 \$0
_____ FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+	\$	OR + 280 \$	
				TOTAL		\$0	OR TOTAL \$-0-

_____ Please charge Deposit Account No. 09-0466 the amount of \$_____ to cover the extension fee and also the amount of \$_____ to cover the claim fee. A duplicate copy of this sheet is enclosed.
_____ A check in the amount of \$_____ to cover the extension fee is enclosed.
_____ A check in the amount of \$_____ to cover the filing fee is enclosed.
_____ A check in the amount of \$_____ to cover the petition fee is enclosed.
☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 09-0466. A duplicate of this sheet is enclosed.
☒ Any filing fees under 37 CFR 1.16 for the presentation of extra claims.
☒ Any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

Dated: July 8, 2003

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